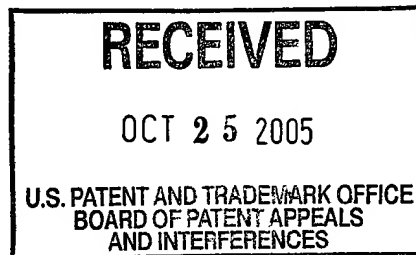


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael Butsch et al. Confirmation No.: 7784  
Appeal No. : 2005-0951  
Serial No. : 09/890,715  
Filed : December 31, 2001  
TC/A.U. : 3731  
Examiner : Daniel J. Davis  
Docket No. : 01-407  
Customer No.: 34704

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

SUPPLEMENTAL RESPONSE TO NOTICE OF HEARING

Board of Patent Appeals and Interferences  
Hon. Commissioner of Patents & Trademarks  
United States Patent & Trademark Office  
Washington, D.C. 20231

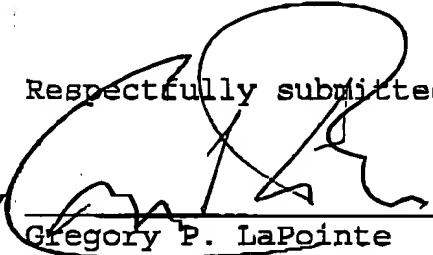
Dear Sir:

The undersigned hereby waives attendance of the oral hearing scheduled for November 16, 2005 at 1:00 PM.

A copy of the Notice of Hearing waiving attendance at the oral hearing is attached.

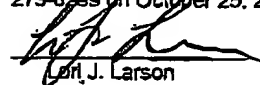
Respectfully submitted,

By

  
\_\_\_\_\_  
Gregory P. LaPointe  
Attorney for Applicant  
Reg. No. 28,395

Date: October 25, 2005

I hereby certify that this correspondence is being faxed to the USPTO Central Fax No. (571) 273-8300 and the BPAI Fax No. (571) 273-0299 on October 25, 2005.

  
\_\_\_\_\_  
Lori J. Larson

01-407



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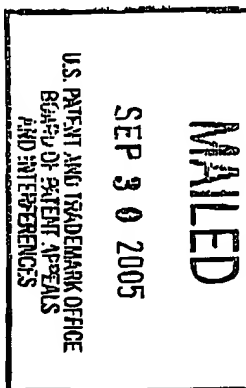
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Bachman & LaPointe  
900 Chapel Street Suite 1201  
New Haven, CT 06510-2802

Appeal No: 2005-0951  
Appellant: Micheal Bursch et al.  
Application No: 09/890,715  
Hearing Room: B  
Hearing Docket: B  
Hearing Date: Wednesday, November 16, 2005  
Hearing Time: 01:00 PM  
Location: Madison Building - East Wing  
600 Dulany Street, 9th Floor  
Alexandria, Virginia 22313-1450



**Response Due: 10-20-05**

## NOTICE OF HEARING

**CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS**

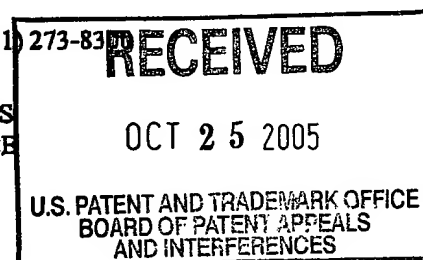
Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

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CHECK ONE: ☒ HEARING ATTENDANCE CONFIRMED ☐ HEARING ATTENDANCE WAIVED

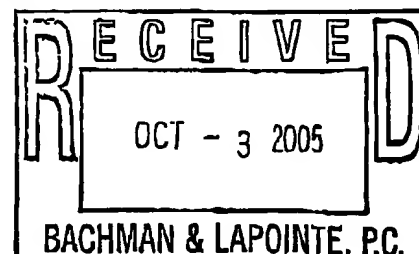
Signature of Attorney/Agent/Appellant

Date

Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see  
[http://www.uspto.gov/web/offices/dcom/bpai/docs/contacts/contact\\_info.htm](http://www.uspto.gov/web/offices/dcom/bpai/docs/contacts/contact_info.htm)



**BACHMAN & LaPOINTE, P.C.**

REGISTERED PATENT ATTORNEYS

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FAX (203) 865-0297  
(203) 789-0582**FAX COVER SHEET**TO: BPAI

(571) 273-0299

FAX NO.: (571) 273-8300FROM: Gregory P. LaPointeDATE: October 25, 2005YOUR REF.: Appeal No. 2005-0951OUR REF.: 01-407PAGES: 3 including this sheet☐ via Fax and Mail☒ via Fax only

\* Comments:

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OCT 25 2005

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